IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40910 of 2008

1. MD.GYASUDDIN
2. UMESH KUMAR @ UMESH PRASAD

……..PETITIONERS

Versus

STATE OF BIHAR ….OPPOSITE PARTY

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2. 16.10.2008. Heard both the sides.

Petitioners apprehend their arrest in a case under Sections 323, 504 of Indian Penal Code and 3/4 Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act.

It is submitted that the entire case is false and baseless. All sections are bailable except provisions of S.C./ S.T. Act. So far the provisions of S.C./S.T. Act is concerned, this is not applicable in this case as the alleged offence took place in the chamber. It is further submitted that this false case has been filed by the informant for realization of arrears.

Thus, having regard to the facts and circumstances of the case, in case of arrest or surrender before the Court below within six weeks from the date of receipt of this order, petitioners namely, Md. Gyasuddin and Umesh Kumar @ Umesh Prasad are directed to be released on bail on their furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of CJM, Jehanabad in connection with Jehanabad P. S. Case No. 188 of 2008, subject to the conditions as laid down under Section 438(2) Cr.P.C.

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kanchan **(Ghanshyam Prasad, J.)**

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